

05-CV-00032-ORD

Honorable Thomas S. Zilly

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

RICHARD L. McCARTOR SR., LINDA
McCARTOR-AMMONS, as Administrators
of the Estate of RICHARD L. McCARTOR,
JR., TALISHA BROCKMAN, a minor child
of RICHARD McCARTOR, Jr., Deceased,

Plaintiffs,

v.

The CITY OF KENT, a municipal
Corporation; Kent Police Officers KEVIN
EADES, DAVID BUCK, JOSEPH
GAGNER,

Defendants.

No. C05-0032Z

~~PROPOSED~~
ORDER GRANTING DEFENDANTS'
MOTION FOR SUMMARY
JUDGMENT DISMISSAL OF
PLAINTIFFS' REMAINING CLAIMS

This motion having come on regularly for hearing on *Defendants' Motion for
Summary Judgment Dismissal of Plaintiffs' Remaining Claims Against Defendant City of Kent
for Lack of Capacity*, the Court having considered the record and file herein, including:

- * Defendants' Motion;
- * Declaration of Shannon M. Ragonesi, with attached exhibits;
- * Plaintiffs' Opposition papers, if any;
- * Defendants' Reply papers;

and otherwise being fully advised in the premises,

PROPOSED ORDER GRANTING DEFS'
MOTION FOR SUMMARY JUDGMENT - 1
Cause No. C05-0032Z

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KEATING, BUCKLIN & MCCORMACK, INC., P.S.

ATTORNEYS AT LAW
800 FIFTH AVENUE, SUITE 4141
SEATTLE, WASHINGTON 98104 3175
PHONE: (206) 620-8861
FAX: (206) 223-0423

1 IT IS HEREBY ORDERED THAT *Defendants' Motion for Summary Judgment*
2 *Dismissal of Plaintiffs' Remaining Claims Against Defendant City of Kent for Lack of*
3 *Capacity* is hereby GRANTED and Plaintiffs' remaining claims are dismissed, *without prejudice*.

4 DATED THIS 20 day of June 2006.

5
6 THE HONORABLE THOMAS JULY
7 U.S. DISTRICT COURT JUDGE

8 Presented by:

9 KEATING, BUCKLIN & McCORMACK,
10 INC., P.S.

11 s/ Shannon M. Ragonese

12 Shannon M. Ragonese, WSBA # 31951
13 Defendants

14 Keating Bucklin & McCormack, Inc., P.S.

15 800 Fifth Avenue, #4141

16 Seattle, WA 98104

17 (206) 623-8861

18 (206) 223-9423 Facsimile

19 sragonese@kbmlawyers.com

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27 PROPOSED ORDER GRANTING DEFS'
MOTION FOR SUMMARY JUDGMENT - 2
Cause No. C05-0032Z

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